

**Rhoades, Edd**

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**From:** Rhoades, Edd  
**Sent:** Thursday, January 5, 2017 2:42 PM  
**To:** Hann, Neil E.  
**Cc:** Johnson, Tina R.; Dorsett, Mark R.  
**Subject:** RE: Urgent Information Request Due January 09, 2017

Yes – It is to a limited extent as a **state unfunded mandate** but not as a federal unfunded mandate.

The Chase Morris SCA Prevention Act is a state mandate. Staff time was required to implement in July 2015 by MCH. We have not done anything substantial since implementation. We need to update the Parent Student Information Form which would require staff time. We could also do more to improve the website.

The new Concussion Education Act similarly required staff time in Injury Prevention to update the website by November 1, 2016. It is also a state mandate and not federal mandate. Since this has been accomplished, staff time is negligible to maintain the website.

There is also the Children's Vision Screening Act which is also a state unfunded mandate in MCH. For this act, I believe it was indicated the cost impact to OSDH was negligible when the legislation was passed (one of the BOH members was an ophthalmologist). Staff time was required to implement and maintain the initial advisory committee and registry certified trainers by MCH. Limited staff time is still required by MCH to maintain the registry and website.

Edd

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**From:** Hann, Neil E.  
**Sent:** Thursday, January 05, 2017 2:22 PM  
**To:** Rhoades, Edd; Dorsett, Mark R.; Johnson, Tina R.  
**Subject:** RE: Urgent Information Request Due January 09, 2017

Yes, the WIC NVRA mandate would be an excellent example. Terry Bryce should be able to pull cost figures for us.

Dr. Rhoades – Would the Chase Morris Sudden Cardiac Arrest Prevention Act (SB 239) be considered an unfunded mandate?

The only other unfunded mandate I can think of is the new state law requiring signs about alternatives to abortion in bathrooms of entities we regulate. But, I would think that Don has already included that.

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**From:** Rhoades, Edd  
**Sent:** Thursday, January 05, 2017 1:59 PM  
**To:** Dorsett, Mark R.; Johnson, Tina R.; Hann, Neil E.  
**Subject:** RE: Urgent Information Request Due January 09, 2017

Would the voter registration mandate imposed on WIC clinics by the NVRA be an unfunded mandate? We were just visiting about NVRA yesterday in the context of transferring agency responsibility from Neil to Terry.

National Voter Registration Act of 1993 (also known as the "NVRA" and the "Motor Voter Act")  
Section 7 of the Act requires states to offer voter registration opportunities at all offices that provide

public assistance and all offices that provide state-funded programs primarily engaged in providing services to persons with disabilities. Each applicant for any of these services, renewal of services, or address changes must be provided with a voter registration form of a declination form as well as assistance in completing the form and forwarding the completed application to the appropriate state or local election official.

Unfunded federal mandates from a quick internet search reported by cities that would also appear to affect state agencies were the following:

- Americans with Disabilities Act (ADA) requirements
- Fair Labor Standards Act (FLSA) requirements
- Health Insurance Portability and Accountability Act (HIPAA) requirements
- Family and Medical Leave Act (FMLA) requirements
- Occupational Safety and Health Administration requirements
- Limited English Proficiency requirements for providing translation services

Underfunding by federal grants may be an issue with some of our programs. Mark Dorsett or program directors would be in a better position to identify federal grants with unfunded mandates.

Most of the federal grants in CFHS that I am aware of provide funding for carrying out grant activities. Some require a state match that we voluntarily agree to pay in order to receive the federal funds.

Edd

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**From:** Dorsett, Mark R.  
**Sent:** Thursday, January 05, 2017 1:34 PM  
**To:** Johnson, Tina R.; Hann, Neil E.; Rhoades, Edd  
**Subject:** RE: Urgent Information Request Due January 09, 2017

Does under-funded count?

I have been running down the programs in my head and cant think of any that might be considered as an unfunded mandate.

Can I forward to the programs to see if they have any I cant think of?

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**From:** Johnson, Tina R.  
**Sent:** Thursday, January 05, 2017 12:45 PM  
**To:** Hann, Neil E.; Dorsett, Mark R.; Rhoades, Edd  
**Subject:** Fw: Urgent Information Request Due January 09, 2017

Sent from my BlackBerry 10 smartphone.

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**From:** Scanlan, Felesha F. <[FeleshaS@health.ok.gov](mailto:FeleshaS@health.ok.gov)>  
**Sent:** Thursday, January 5, 2017 12:42 PM  
**To:** Hartsell, Hank; Johnson, Tina R.; Bradley, Kristy K.  
**Cc:** Maisch, Don D.  
**Subject:** RE: Urgent Information Request Due January 09, 2017

Attached is the annual list of state mandates Don and I work on frequently. I just need the unfunded mandates.

Thanks

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**From:** Scanlan, Felesha F.  
**Sent:** Thursday, January 05, 2017 12:33 PM  
**To:** Hartsell, Hank; Johnson, Tina R.; Bradley, Kristy K.  
**Cc:** Maisch, Don D.  
**Subject:** FW: Urgent Information Request Due January 09, 2017

Hank, Tina & Kristy,

The United States House Committee on Oversight and Government Reform is examining the effects of unfunded mandates and identifying opportunities to reduce the imposition of such mandates. They have requested information from Governor Fallin on federal statutes and regulations that require our agencies to commit resources to satisfy federal legislative goals without federal funding to cover the cost. Secretary Cline has been asked to compile that information into a single list for the HHS Cabinet.

In order to meet the timeline for submission, I am requesting your agency list any unfunded mandates in the attached spreadsheet no later than close of business January 9, 2017. The HHS Cabinet Office will then compile the list into one document for submission to Governor Fallin's office. To ensure the submissions contain all the requested information, please utilize the attached spreadsheet which also includes a "notes" column for any additional information you wish to provide.

I know this is not much time but I honestly do not believe we have very many Unfunded mandates. My apologies for the short notice and as always, your cooperation is greatly appreciated. If you have questions or concerns please contact me.

Thanks

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